

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:

Track Three Cases

**MDL No. 2804
Case No. 17-md-2804
Judge Dan Aaron Polster**

**NOTICE OF SERVICE OF REPLY MEMORANDUM
IN SUPPORT OF DEFENDANTS' MOTION TO EXCLUDE
THE OPINIONS AND TESTIMONY OF DANIEL C. MALONE**

Defendants¹ hereby provide notice that on August 27, 2021, they served unredacted copies of the following documents on all Parties, the Court, and Special Master Cohen:

- Reply Memorandum in Support of Defendants' Motion to Exclude the Opinions and Testimony of Daniel C. Malone; and
- Second Declaration of Tara A. Fumerton, along with the corresponding Exhibits 1 & 2.

¹ Defendants are: Walmart Inc. ("Walmart"); CVS Indiana, L.L.C., CVS Rx Services, Inc., CVS Pharmacy, Inc., CVS TN Distribution, L.L.C., and Ohio CVS Stores, L.L.C. (together, "CVS"); Giant Eagle and HBC Service Company (together, "Giant Eagle"); and Walgreens Boots Alliance, Inc., Walgreen Co. and Walgreen Eastern Co., Inc. (together, "Walgreens"). Rite Aid was severed from the Track 3 Cases on August 26, 2021.

Dated: August 27, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, this 27th day of August 2021, I served a copy of the foregoing via the Court's ECF system to all counsel of record.

/s/ John M. Majoras
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Attorney for Walmart Inc.